

READING FILE.

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

* * * * *

IN THE MATTER of the Application)
of the TOWN OF CIRCLE for an order)
authorizing an increase in sewer)
rates.)

DOCKET NO. 6658
DEFAULT ORDER NO. 4506

APPLICATION AND PROCEEDINGS

1). On March 19, 1979, the TOWN OF CIRCLE (Applicant) filed a petition with the Montana Public Service Commission, requesting that the Commission, pursuant to jurisdiction granted by Section 70-101, et seq., RCM 1947, AUTHORIZE A SEWER RATE INCREASE TO PROVIDE REVENUES TO ACCOMPLISH THE REPAIR AND IMPROVEMENT OF THE SEWER FACILITIES AND TO DEFRAY INCREASED COSTS OF OPERATIONS OF THE SEWER UTILITY FACILITIES AND TO MODIFY CERTAIN SEWER REGULATIONS.

2). A Notice of Proposed Public Hearing was published in the March 31, 1979 edition of the Great Falls Tribune and the April 5, 1979 editions of the Billings Gazette, Billings, Montana, and Circle, Circle, Montana.

3). No protests nor requests for a public hearing were received by the suspense date of April 27, 1979.

FINDINGS OF FACT

1). The Applicant proposed to increase sewer rates to these levels and establish such new regulations as follows:

First 4,000 gallons of water used \$ 2.25

Each additional 1,000 gallons \$.25

Minimum Bill: \$ 2.25

Summer rates to be based on the average of gallons of water used during the months of December, January, February and March.

Summer rates to coincide with summer water rates being June, July, August and September billing.

Summer rates apply to non-commercial customers only.

Unmetered customers charged minimum bill.

2). The Applicant alleged that the proposed rate increase was necessary to repair, improve, and continue to operate the present sewer system.

CONCLUSIONS OF LAW

(1). The Applicant is a municipal sewer utility subject to the regulatory jurisdiction of this Commission according to Section 11-1001(1) RCM 1947 as interpreted by the Montana Supreme Court in Cause No. 14145.

(2). The Commission concludes that the proposed rates are reasonable and just and should be granted as hereafter ordered.

ORDER

IT IS HEREBY ORDERED:

(1). That the application of the Town of Circle, Montana for an order authorizing an increase in the present sewer rates is hereby approved.

(2). The rates and charges proposed in Finding of Fact (1) are hereby approved.

(3). The Applicant shall file rate schedules reflecting the above ordered rates.


(4). The new rates and charges shall be effective for all sewer services rendered on and after May 1, 1979.

(5). The Applicant is required to file a certification of compliance to the Federal Anti-Inflation Guidelines and Tax Modifications.

DONE IN OPEN SESSION in Helena, Montana 59601 this 30th day of April, 1979 by a 5 - 0 vote.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.


Gordon E. Bollinger, Chairman



Clyde Jarvis, Commissioner


Thomas J. Schneider, Commissioner


James R. Shea, Commissioner


George Turman, Commissioner

ATTEST:


Madeline L. Cottrill
Secretary

(SEAL)

NOTICE: You are entitled to judicial review of the final decision in this matter. If no Motion for Reconsideration is filed, judicial review may be obtained by filing a petition for review within thirty (30) days from the service of this order. If a Motion for Reconsideration is filed, a Commission order is final for purpose of appeal upon the entry of a ruling on that motion, or upon the passage of ten (10) days following the filing of that motion. cf. the Montana Administrative Procedure Act, esp. Sec. 2-4-702, MCA; and Commission Rules of Practice and Procedure, esp. 38-2.2(64)-P2750, ARM.